JC06 Rec'd PCT/PTO 28 OCT 2005

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(REV 2-2005)
OMB-0651-0021

U.S. DEPARTMENT OF COMMERC PATENT AND TRADEMARK OFFICE

ATTORNEY DOCKET NO. 71247-0036

DATE: October 28, 2005

U.S. APPLN. NO. (IF KNOWN, SEE 37 C.F.R. 1.5) 10/532,608 /

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) **CONCERNING A FILING UNDER 35 U.S.C. 371**

		ATIONAL APPLICATION NO. R2003/003166	INTERNATIONAL FILING DATE October 24, 2003	PRIORITY DATE CLAIMED October 25, 2002					
	ITLE OF INVENTION: METHOD AND DEVICE FOR DETECTING SURFACE DEFECTS ON THE NECK RING OF A RANSPARENT OR TRANSLUCENT CONTAINER OF REVOLUTION (AS AMENDED)								
P	PPLICANT(S) FOR DO/EO/US: Marc GERARD and Guillaume BATHELET								
/pp	lican	t herewith submits to the United States Designated/Ele	ected Office (DO/EO/US) the following in	tems and other information:					
1.		This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. (THE BASIC FILING FEE IS ATTACHED)							
2.	\boxtimes	This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.							
3.		This express request to begin national examination procedures [35 U.S.C. 371(f)] at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).							
4.		The US has been elected (Article 31).							
5.		A copy of the International Application as filed [35 U.S.C. 371(c)(2)] a. is transmitted herewith (required only if not transmitted by the International Bureau). b. has been transmitted by the International Bureau. c. is not required, as the application was filed in the United States Receiving Office (RO/US).							
6.		An English language translation of the International A a. ☐ is attached hereto. b. ☐ has been previously submitted under 35 U.S.	•						
7.		Amendments to the claims of the International Applica a. are transmitted herewith (required only if not to the control of th	transmitted by the International Bureau greau.).					
В.	1	An English language translation of the amendments to the claims under PCT Article 19 [35 U.S.C. 371(c)(3)].							
9.	\boxtimes	An oath or declaration of the inventor(s) [35 U.S.C. 371(c)(4)].							
0.		An English language translation of the annexes of the [35 U.S.C. 371(c)(5)].	International Preliminary Examination	Report under PCT Article 36					
tems 11 - 20 below concern other document(s) or information included:									
1.		An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98.							
2.		An assignment document for recording. A separate co	over sheet in compliance with 37 C.F.R.	. 3.28 and 3.31 is included.					
3.		A FIRST preliminary amendment. A SECOND or SUBSEQUENT preliminary amendment	nt.						
4.		An Application Data Sheet under 37 CFR 1.76.							
5.		A substitute specification.							
6.		A power of attorney and/or change of address letter.							
7.		A computer-readable form of the sequence listing in a	ccordance with PCT Rule 13ter.2 and 3	35 U.S.C. 1.821 - 1.825.					
8.		A second copy of the published international application under 35 U.S.C. 154(d)(4).							
9.		A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).							
0.	⊠	Other items or information: COPY OF NOTIFICATION	N OF MISSING REQUIREMENTS						



	U.S. APPLN. NO. (I	S. APPLN. NO. (IF KNOWN, INTERNATIONAL APPLIC			ATION	ION NO. ATTORNEY DOCKET NO. 71247-		1247-0036
	SEE 37 C.F.R. 1.50) 10/532,608			PCT/FR2003/003166			DATE: April 25, 2005	
	☐ The following fees are submitted:						CALCULATIONS	PTO USE ONLY
		21.) Basic National Fee\$300					\$0	
		22.) Examination Fee - If International Preliminary Examination						
				ms satisfy provision				
							\$0	
		All other situations\$200 23.) Search Fee - If Search Fee (37 CFR 1.445(a)(2) has been paid						
		in the International Application to the USPTO as an International						
		•						
		International Search Report prepared and provided to the Office. \$400 All other situations						
	All Other Situat						\$0 \$0	
	Additional fee for specification and drawings filed in paper over 100 sheets						<u> </u>	
	(excluding sequer	nce listing on co	mputer prog	gram listing filed in an	elect	onic		
		e is \$250 for eac	h additiona	I 50 sheets of paper o	r frac	tion	\$0	
	thereof. Total Sheets	Extra Sheets	Number of	ber of each additional 50 or fraction RATE			30	
ł				und up to a whole numb				
	-100	0/50=				× \$250	\$0	·
	Surcharge of \$130.0 the earliest claimed	00 for furnishing to	he oath or d	leclaration later than 30) mon	hs from	\$ 130	
	Claims	Number Fi		Number Extra		Rate		
	Total Claims	- 20 =	eu	0	X	50.00	\$0	
							\$0	
	Independent Claims	- 3 =		0 X \$200.00		\$0		
	Multiple dependent	claim(s) (if applic	able)	!	+\$	360.00	\$0	
			TOTAL O	F ABOVE CALCULAT	TIONS =		\$0	
	Applicant claims sn	nall entity status	See 37 CFR	R 1.27. Fees above are re	educe	by ½	\$ 65	
		SUBTOTAL =					\$ 65	
	Processing fee of \$130.00 for furnishing the English translation later the 30 months from the earliest claimed priority date [37 C.F.R. 1.492(f)].						\$0	
	•						\$0	
ĺ		Fee for recording the enclosed assignment [37 C.F.R. 1.21(h)]. The assignment must be accompanied by an appropriate cover sheet (37 C.F.R. 3.28, 3.31). \$40.00 per						
	property		over sneet (37 C.P.R. 3.26, 3.31).	\$40.0	o per	\$0	
		TOTAL FEES ENCLOSED =			OSED =	\$ 65		
01	FC:2617	65	.00 OP				Amount to be refunded Charged	\$ \$
	a. 🛛 A check in	the amount of \$	65.00 to cov	er the above fees is en	close	i .		<u> </u>
	b. Please charge Counsel's Deposit Account No. 50-1088 in the amount of \$ to cover the above fee.							
	A duplicate copy of this sheet is enclosed. c. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to							erpayment to
	Counsel's Deposit Account No. 50-1088. d. Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.							
	NOTE: Where an appropriate time limit under 37 C.F.R. 1.494 or 1.495 has not been met, a petition to revive [37 C.F.R. 1.137(a) or (b)] must be filed and granted to restore the application to pending status.							R. 1.137(a) or (b)]
	SEND ALL CORRESPONDENCE TO:							
	CLARK & BRODY 1090 Vermont Avenue, N.W. Only 250							
	Suite 250 Washington, D.C. 20005 Christopher W. Broky Registration No. 33,613					/		
		Telephone: 202-835-1111 Date: October 28, 2005 Fax: 202-835-1755						,
1	Customer Number	: 22902						



United States Patent and Trademark Office

CWB

PRIORITY DATE

10/25/2002

UNITED STATES DEPARTMENT OF COMMERC UNITED STATES DEPARTMENT OF COMMI United States Patent and Trademark Office Address COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandris, Vinginis 22313-1450 www.uspto.gov

ATTY. DOCKET NO. U.S. APPLICATION NUMBER NO. FIRST NAMED APPLICANT 71247-0036 10/532,608 Marc Gerard INTERNATIONAL APPLICATION NO. PCT/FR03/03166

22902 **CLARK & BRODY** 1090 VERMONT AVENUE, NW **SUITE 250** WASHINGTON, DC 20005

CONFIRMATION NO. 5687 371 FORMALITIES LETTER *OC00000016906325*

OC000000016906325

LA. FILING DATE

10/24/2003

Date Mailed: 09/01/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 04/25/2005
- Copy of the International Search Report filed on 04/25/2005
- Preliminary Amendments filed on 04/25/2005
- Information Disclosure Statements filed on 04/25/2005
- Oath or Declaration filed on 04/25/2005
- U.S. Basic National Fees filed on 04/25/2005
- Priority Documents filed on 04/25/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, Millia Wald must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

◆ \$65 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice **MUST** be returned with the response.

PAULETTE R KIDWELL

Telephone: (703) 308-9140 EXT 216

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/532,608	PCT/FR03/03166	71247-0036

FORM PCT/DO/EO/905 (371 Formalities Notice)